

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73261 of 2025

Arising Out of PS. Case No.-439 Year-2025 Thana- KOTWALI District- Patna

Kapoor Mahto @ Kapur Mahto, S/O Late Ganga Prasad Mahto, R/o Village-
Kamla Nehru Nagar, Paswan Toli, Police Station- Kotwali, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 09-12-2025 Heard Mr. Aryan Singh, learned counsel for the
petitioner and Mr. Uma Shankar Prasad Singh, learned APP for
the State.

2. The petitioner has prayed for bail in connection
with Kotwali P.S. Case No. 439 of 2025 registered for the
offence punishable under Section 8(c) and 21(b) of the N.D.P.S.
Act.

3. The case of the prosecution is that from the
possession of this petitioner 10.63 gram of heroin was
recovered.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has been falsely implicated in this
case. It has also been submitted that the contraband which has



been recovered from the possession is though more than small quantity but is much less than the commercial quantity. Petitioner is languishing in judicial custody since 31.07.2025.

5. Learned APP appearing for the State has vehemently opposed the application for bail and has submitted that petitioner is having criminal antecedent of one case.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge/ Special Judge (N.D.P.S.), Patna in connection with Kotwali P.S. Case No. 439 of 2025.

(Ashok Kumar Pandey, J)

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